



PATENT
450100-03743

2614

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Tomohiro Nishi, et al.
Serial No. : 10/085,659
Filed : February 26, 2002
For : OPTICAL STATE MODULATION METHOD AND SYSTEM, AND
OPTICAL STATE MODULATION APPARATUS
Examiner : Yenke, Brian P.
Art Unit : 2614

745 Fifth Avenue
New York, NY 10151
Tel: 212-588-0800

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.
 The fee has been calculated as shown below.
 This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	23	Minus	** = 23	* 0 x	\$50 (25)	= \$ 0
Independent claims	15	Minus	*** = 15	* 0 x	\$200 (100)	= \$ 0
Total additional fee for this amendment						\$ 0

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid , or is paid herewith .

This response is being filed within the _____ month following the expiration of the term originally set therefor. This is a petition to request a _____ month extension of time. A check covering the cost of the petition is enclosed.

A check in the amount of \$_____ is attached, which covers the cost of Terminal Disclaimer _____ petition for extension of time.

Charge \$_____ to Deposit Account No. 50-0320.

Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

FIRST CLASS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1451, Alexandria, VA 22313-1451, on September 21, 2005.

Thomas F. Presson, Reg. No. 41,442

Name of Applicant, Assignee or Registered Representative

Thomas F. Presson
Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By:

Thomas F. Presson
Thomas F. Presson
Reg. No. 41,442
Tel: 212-588-0800

September 21, 2005

Date of Signature



U.S. Appln. No. 10/085,659
Reply to Office Action dated June 21, 2005

PATENT
450100-03743

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tomohiro Nishi, et al.
Serial No. : 10/085,659
Filed : February 26, 2002
For : OPTICAL STATE MODULATION METHOD AND
SYSTEM, AND OPTICAL STATE MODULATION
APPARATUS
Examiner : Yenke, Brian P.
Art Unit : 2614
Confirmation No. : 8660

745 Fifth Avenue
New York, NY 10151

FIRST CLASS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with
the United States Postal Service as first class mail in an envelope
addressed to: Mail Stop Amendment, Commissioner For
Patents, P.O. Box 1451, Alexandria, VA 22313-1451, on
September 21, 2005.

Thomas F. Presson, Reg. No. 41,442

Name of Applicant, Assignee or Registered Representative

Thomas F. Presson
Signature

September 21, 2005

Date of Signature

RESPONSE UNDER 37 C.F.R. § 1.121

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on June 21, 2005, having a three-month
statutory period for response set to expire on September 21, 2005. Applicants respond as
follows.

Remarks begin on page 3 of this paper.